



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397

JB PRITZKER, GOVERNOR

JOHN J. KIM, DIRECTOR

217-785-3950

May 26, 2022

CERTIFIED MAIL #7011 1150 0001 0857 5260

RETURN RECEIPT REQUESTED

City of East St. Louis
301 River Park Drive
East St. Louis, IL 62201
Attn: Robert Eastern, III, Mayor

Re: Violation Notice: City of East St. Louis
W1630450002
Violation Notice No.: W-2022-50077

Dear Facility Owner:

This constitutes a Violation Notice pursuant to Section 31(a)(1) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/31(a)(1), and is based upon a review of available information and an investigation by representatives of the Illinois Environmental Protection Agency ("Illinois EPA").

The Illinois EPA hereby provides notice of alleged violations of environmental laws, regulations, or permits as set forth in Attachment A to this notice. Attachment A includes an explanation of the activities that the Illinois EPA believes may resolve the specified alleged violations, including an estimate of a reasonable time period to complete the necessary activities. Due to the nature and seriousness of the alleged violations, please be advised that resolution of the violations may also require the involvement of a prosecutorial authority for purposes that may include, among others, the imposition of statutory penalties.

A written response, which may include a request for a meeting with representatives of the Illinois EPA, must be submitted via certified mail to the Illinois EPA within 45 days of receipt of this letter. If a meeting is requested, it shall be held within 60 days of receipt of this notice. The response must include information in rebuttal, explanation, or justification of each alleged violation and a statement indicating whether or not the facility wishes to enter into a Compliance Commitment Agreement ("CCA") pursuant to Section 31(a) of the Act. If the facility wishes to enter into a CCA, the written response must also include proposed terms for the CCA that includes dates for achieving each commitment and may include a statement that compliance has been achieved for some or all of the alleged violations. The proposed terms of the CCA should contain sufficient detail and must include steps to be taken to achieve compliance and the necessary dates by which compliance will be achieved.

2125 S. First Street, Champaign, IL 61820 (217) 278-5800
1101 Eastport Plaza Dr., Suite 100, Collinsville, IL 62234 (618) 346-5120
9511 Harrison Street, Des Plaines, IL 60016 (847) 294-4000
595 S. State Street, Elgin, IL 60123 (847) 608-3131

2309 W. Main Street, Suite 116, Marion, IL 62959 (618) 993-7200
412 SW Washington Street, Suite D, Peoria, IL 61602 (309) 671-3022
4302 N. Main Street, Rockford, IL 61103 (815) 987-7760

The Illinois EPA will review the proposed terms for a CCA provided by the facility and, within 30 days of receipt, will respond with either a proposed CCA or a notice that no CCA will be issued by the Illinois EPA. If the Illinois EPA sends a proposed CCA, the facility must respond in writing by, either agreeing to and signing the proposed CCA, or by notifying the Illinois EPA that the facility rejects the terms of the proposed CCA. When compliance is achieved, the owner of the facility must submit a completed statement of compliance form certifying that all Compliance Commitment Agreement measures/events have been successfully completed.

If a timely written response to this Violation Notice is not provided, it shall be considered a waiver of the opportunity to respond and meet, and the Illinois EPA may proceed with referral to a prosecutorial authority.

Written communications should be directed to:

Illinois EPA – Division of Water Pollution Control
Attn: Rob Yoggerst/ CAS#19
P.O.BOX 19276
Springfield, IL 62794-9276

All communications must include reference to this Violation Notice number, **W-2022-50077**.

Questions regarding this Violation Notice should be directed to Rob Yoggerst at 217-785-3950.

Sincerely,



Cathy Siders, Manager
Compliance Assurance Section
Bureau of Water, Division of Water Pollution Control

Attachments

Attachment A

City of East St. Louis—W1630450002
VIOLATION NOTICE NO. W-2022-50077

Questions regarding the violations identified in this attachment should be referred to **Rob Yoggerst** at **217-785-3950** or robert.yoggerst@illinois.gov.

On April 1, 2022, personnel from the Illinois EPA performed inspections on a portion of the East St. Louis sanitary sewer collection system. Numerous manholes observed were surcharged and a manhole between 79th and 80th Street was observed to be overflowing with sewage. Further, the lift station located at 53rd Street had a strong sewage odor and was saturated with sewage. In addition, several manholes could not be located due to vegetation and debris covering the suspected locations. Follow-up inspections occurred on April 7, 2022 and April 13, 2022. During the April 7th inspection sewage deposits were observed on the ground in the area of the manholes and on April 13th surcharged manholes were observed again to be overflowing with sewage.

A review of information available to the Illinois EPA indicates the following violations of statutes, regulations, or permits. Included with each type of violation is an explanation of the activities that the Illinois EPA believes may resolve the violation including an estimated time period for resolution.

Overflows from Sanitary Sewers are Expressly Prohibited

Determine the cause of the overflows and investigate corrective actions to eliminate the possibility of any further raw sewage discharges. Submit a detailed response including a timetable for each corrective measure proposed. Compliance is expected to be pursued immediately.

<u>Violation Date</u>	<u>Violation Description</u>
04/01/2022	Overflow of sanitary sewers
04/13/2022	
Rule/Reg.:	Section 12(a) of the Act, 415 ILCS 5/12(a) (2020); 35 Ill. Adm. Code 306.304

Systems Reliability

Review the operational and maintenance procedures in order to correct the deficiencies which caused the violations. Compliance with this requirement is expected to be achieved immediately.

<u>Violation Date</u>	<u>Violation Description</u>
04/01/2022	All treatment works and associated facilities shall be so constructed and
04/07/2022	operated as to minimize violations of applicable standards during such
04/13/2022	contingencies as flooding, adverse weather, power failure, equipment failure, or maintenance, through such measures as multiple units, holding tanks, duplicate power sources, or such other measures as may be appropriate.
Rule/Reg.:	Section 12(a) of the Act, 415 ILCS 5/12(a) (2020); 35 Ill. Adm. Code 306.102(a)

Discharge of Contaminants

Cease and desist from discharging contaminants that cause or threaten to cause water pollution. Review operational and maintenance procedures and correct the deficiencies which caused the violation. Compliance is expected to be pursued immediately.

<u>Violation Date</u>	<u>Violation Description</u>
04/01/2022	No person shall cause, threaten or allow the discharge of any contaminants into the environment in any State so as to cause or tend to cause water pollution in Illinois, either alone or in combination with matter from other sources, or so as to violate regulations or standards adopted by the Pollution Control Board under this Act.
04/13/2022	
Rule/Reg.:	Section 12(a) of the Act, 415 ILCS 5/12(a) (2020)

Deposited Contaminants

Cease and desist from depositing contaminants that cause or threaten to cause water pollution. Compliance is expected to be pursued immediately.

<u>Violation Date</u>	<u>Violation Description</u>
04/01/2022	Deposited contaminants on the ground in such a manner that caused or threatened to cause a water pollution hazard.
04/13/2022	
Rule/Reg.:	Section 12(a) and (d) of the Act, 415 ILCS 5/12(a) and (d) (2020)

Attachment B

**City of East St. Louis—W1630450002
VIOLATION NOTICE NO. W-2022-50077**

In order to assist your facility in attaining compliance with the apparent violations listed in Attachment A, the following recommendations are offered:

1. Immediately cease all sanitary sewer overflows from your collection system.
2. Initiate smoke testing of your collection system to identify potential locations that might be contributing preventable inflows and infiltration to the system. Any identified preventable locations should be eliminated.
3. Televisize the sewer line located between the overflowing sanitary manhole and nearest downstream manhole(s) to identify the condition of the collection system and cause(s) contributing to the overflows.
4. Conduct an engineering study to determine if your collection system sewer mains are appropriately sized to handle wet-weather flows.
5. Initiate efforts to locate and inspect all manholes in your collection system. During the inspection, multiple manholes identified on the City's sewer maps could not be located.
6. Initiate efforts to identify sewer collapses, breaks, disjointed piping, clogging, I/I sources, and sloping issues contributing to sanitary sewer overflows and replace, repair, and reline the lines as needed.
7. Provide sealed manhole lids or elevate manholes in low lying areas to minimize stormwater inflow into the sewer collection system.
8. Develop a preventative maintenance program for the East St. Louis collection system. This program should include routine sewer line, manhole, and lift station inspections and cleaning.

